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January 6, 2004

from **JAMES E. BEYER**

Direct: 937-449-6438 / Fax: 937-223-0724 / james.beyer@dinslaw.com

To: Examiner Johnnie L. Smith**Firm:** Patent and Trademark Office**Fax Number:** (703) 872-9306**Client Number:** MOL 0063 PA/40518.49**Pages:** 2
(including cover)**Comments:****OFFICIAL COMMUNICATION**

Applicants : Lindsay et al.
Serial No. : 09/8882,465
Filed : June 14, 2001
Title : SCANNING PROBE MICROSCOPE AND
SOLENOID DRIVEN CANTILEVER ASSEMBLY
Docket No. : MOL 0063 PA/40518.49
Examiner : Johnnie L. Smith
Art Unit : 2881
Conf. No. : 8936

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of
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James F. Beyer

Reg. No. 39,564

Sir:

COMMENT ON REASONS FOR ALLOWANCE

This paper is being filed in response to the Examiner's Statement of Reasons for Allowance. Applicants believe that the prosecution *as a whole*, including the claims and specification of the present application, makes clear the reasons for allowance thus satisfying 37 CFR 1.104(e). As such, the comments by the Examiner in the Reasons for Allowance serve only to confuse an otherwise clear record, should not be construed to place unwarranted interpretations upon the allowed claims, and should not give rise to any implications therefrom.

Respectfully submitted,
DINSMORE & SHOHL LLP

By

James E. Beyer

Registration No. 39,564

One Dayton Centre
One South Main Street, Suite 500
Dayton, Ohio 45402-2023
Telephone: (937) 449-6423
Facsimile: (937) 223-0724